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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--|-------------|----------------------|---------------------|------------------|
| 10/083,290 | 02/27/2002 | Chiharu Koshio | 107156-00092 | 5517 |
| 4372 | 7590 | 07/19/2005 | EXAMINER | |
| ARENT FOX PLLC 1050 CONNECTICUT AVENUE, N.W. SUITE 400 WASHINGTON, DC 20036 | | | PATEL, ASHOK | |
| | | | ART UNIT | PAPER NUMBER |
| | | | 2879 | |

DATE MAILED: 07/19/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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| EXAMINER |
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| ART UNIT | PAPER |
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071505

DATE MAILED:

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Commissioner for Patents

This communication is in response to applicant's terminal disclaimer and response received on 02/28/2005.


Applicant filed a terminal disclaimer on 02/28/2005, which references to U.S. Patent Application S.N. 10/183,409 (now U.S. Patent 6,674,238) and co-pending U.S. Patent Application S.N. 10/673,158. However, the Examiner's last office action (paper no. 1204, mailed on 12/17/2004) does not mention obviousness-type double patenting rejection based on these two U.S. Patent Applications. The Examiner's last office action (paper no. 1204, mailed on 12/17/2004) instead mentions obviousness-type double patenting rejection based on two U.S. Patents 6,465,956 and 6,657,386. Since applicant's terminal disclaimer (received on 02/28/2005) do not refer to the Examiner's cited two U.S. Patents 6,465,956 and 6,657,386, the Examiner considers the above-mentioned response and terminal non-responsive.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Ashok Patel whose telephone number is 571-272-2456. The examiner can normally be reached on Monday-Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Nimesh Patel can be reached on 571-272-2457. The NEW fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).


Ashok Patel
Primary Examiner
Art Unit: 2879